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11 Attorneys for Defendant  
12 RENAISSANCE RECOVERY  
13 SERVICES, LLC., NNB RECOVERY  
14 SERVICES, LLC, and  
15 SALVATORE PETRUCCI

16  
17 **UNITED STATES DISTRICT COURT**  
18 **CENTRAL DISTRICT OF CALIFORNIA**

19 GRASSHOPPER HOUSE, LLC, d/b/a  
20 PASSAGES MALIBU, a California  
21 limited liability company, d/b/a Passages  
22 Malibu, PASSAGES SILVER STRAND,  
23 LLC, a California limited liability  
24 company,

25 Plaintiffs,

26 vs.

27 RENAISSANCE RECOVERY  
28 SERVICES, LLC, a California limited  
liability company; NNB RECOVERY  
SERVICES, LLC, a California limited  
liability company; and SALVATORE  
PETRUCCI, an individual,

Defendants.

Case No.: CV 10-3198 DMG (JCx)

**DEFENDANT'S STATEMENT OF  
PLAINTIFFS' NONCOMPLIANCE  
WITH RULE 26 OBLIGATIONS**

Scheduling Conference

Date: September 18, 2010

Time: 11:00 a.m.

29 To date, despite repeated requests by defense counsel, Plaintiff Grasshopper  
30 House LLC ("Grasshopper") and its counsel have failed to comply with their  
31 obligations under Fed.R.Civ.P. Rule 26 to either: (i) schedule an in person meeting  
32 with defense counsel to conduct the initial meeting of counsel; or (ii) to prepare a  
33 Rule 26 report to submit to the Court in advance of the scheduling conference.

34 Instead, Grasshopper's counsel, having previously ignored emails from defense

**DEFENDANT'S STATEMENT OF PLAINTIFFS' NONCOMPLIANCE WITH RULE 26 OBLIGATIONS**

1 counsel requesting a Rule 26(f) conference by the Court ordered deadline,  
2 demanded that counsel meet on the last day for the conference when defense  
3 counsel was unavailable for an in person meeting. Moreover, even though the last  
4 day for filing the Rule 26 report is today, Grasshopper's counsel has ignored  
5 repeated requests by defense counsel for a draft report to review and submit to the  
6 Court. Because of these circumstances, Defendant and its counsel are unable to  
7 submit a joint Rule 26 report with the Court today when it is due; and therefore  
8 hereby seek the assistance of the Court in ordering Grasshopper and its counsel to  
9 comply with their Rule 26 obligations.

10 DATED: October 4, 2010

Respectfully submitted,

FOX ROTHSCHILD LLP

13 By: /s/ James E. Doroshow  
14 James E. Doroshow  
15 Attorneys for Defendant/Counterclaimant  
Accelerated Recovery Centers, LLC